IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8886 of 2005

Between:

Sk.Mubarak Hussain, S/o.Imam Hussain,
Secondary Grade Teacher, Mahaboob Aided Elementary School,
Banaganapalli, Kurnool District.

..... PETITIONER

AND

1 The District Educational officer, Kurnool, Kurnool District.
2 The Director of School Education, Andhra Pradesh, Saifabad, Hyderabad.
3 The Correspondent, Mahaboob Aided Elementary School Banaganapalli, Kurnool District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass orders, particularly one in the nature of writ of Mandamus, declaring the inaction on the part of the 1st respondent in approving the orders of the 3rd respondent dated 21-8-2004 appointing the petitioner as secondary Grade Teacher in Mahaboob Aided Elementary school, Banaganapalli as arbitrary, illegal, discriminatory, and violative of Articles, 14, 16 and 21 of the Constitution of India, and consequently direct the respondents to approve the appointment of the petitioner with effect from 21-8-2004.

Counsel for the Petitioner:MR.KASAJAGANMOHAN REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR EDUCATION

The Court at the admission stage made the following O R D E R:

This writ petition is filed to declare the action of the first respondent in not approving the orders of the third respondent dated 21.08.2004 appointing the petitioner as Secondary Grade Teacher in Mahaboob Aided Elementary School, Banaganapalli, as illegal and arbitrary.

Heard the learned counsel for the petitioner and the learned Government Pleader for School Education.

First respondent has to take appropriate decision in accordance with the rules and regulations.

Therefore, without entering into the merits of the case, the writ petition is disposed of directing the first respondent to take appropriate decision on the proposals sent by the third respondent in accordance with the rules and regulations within a period of two months from the date of receipt of a copy of this order. No order as to costs.

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(K.C.BHANU,J)

Dt:21st April, 2005

usd

To

1 The District Educational officer, Kurnool, Kurnool District.
2 The Director of School Education, Andhra Pradesh, Saifabad, Hyderabad.
3 The Correspondent, Mahaboob Aided Elementary School Banaganapalli, Kurnool District.

4 Two CCs to G.P. for School Education, High Court of A.P., Hyderabad (OUT)

5 Two CD copies.